



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 4
ATLANTA FEDERAL CENTER
61 FORSYTH STREET
ATLANTA, GEORGIA 30303-8960

OCT 13 2016

CERTIFIED MAIL 7015 1730 0002 0524 3730
RETURN RECEIPT REQUESTED

Mr. Michael Patrick, P.E.
Director, Waste Resources Division
City of Chattanooga
455 Moccasin Bend Road
Chattanooga, Tennessee 37405

Re: Approval of the Capacity Assurance Program
U.S. District Court Civil Action 1:12-cv-00245

Dear Mr. Patrick:

The U.S. Environmental Protection Agency Region 4 and the Tennessee Department of Environment and Conservation have reviewed and hereby approve the revised Capacity Assurance Program (CAP) for the City of Chattanooga (the City) submitted October 3, 2016, pursuant to Section VI.20.h of the subject Consent Decree above. The City shall implement the CAP in accordance with the submittal. In addition, the City shall certify the status of the implementation of the CAP, including its completion, in the Semi-Annual or Annual Work Progress Report pursuant to Section IX of the subject Consent Decree.

Please contact Ms. Sara Janovitz at (404) 562-9870 or via email at janovitz.sara@epa.gov if you have any questions.

Sincerely,

A handwritten signature in blue ink, appearing to read "Maurice L. Horsey, IV".

Maurice L. Horsey, IV, Chief
Municipal & Industrial Enforcement Section
NPDES Permitting and Enforcement Branch

cc: See Attached Mailing List

Mailing List:

Mr. Karl Fingerhood
U.S. Department of Justice, Washington, D.C.

Mr. Phillip Hilliard
Office of the Attorney General

Ms. Jessica Murphy
Tennessee Department of Environment and Conservation

Mr. Donald L. Norris
City of Chattanooga, Tennessee

Mr. Wade Hinton
City of Chattanooga, Tennessee

Mr. Adam Sowatzka
King & Spalding LLP

Ms. Shelby Ward
Tennessee Clean Water Network